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ACTION ARA-00 B1, 14(D)

INFO	LOG-00	ADS-00	INR-07	SS-00	CIAE-00	DODE-00	H-01
	NSCE-00	NSAE-00	HA-09	L-03	TRSE-00	PM-10	PA-01
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CONFIDENTIAL SECTION 01 OF 02 BUENOS AIRES 02421

E.O. 12356: DECL: OADR  
TAGS: PHUM, PREL, PA, AR  
SUBJECT: CHILDREN OF ARGENTINE "DIRTY WAR" VICTIMS:  
- PARAGUAYAN DECISION TO EXTRADITE GENERATES  
- ENTHUSIASM

1. (C) SUMMARY. NEWS OF PARAGUAYAN SUPREME COURT'S MARCH 6 DECISION TO EXTRADITE TWO COUPLES FOR UNLAWFULLY RETAINING CHILDREN OF "DIRTY WAR" VICTIMS GENERATED SURPRISE AND DELIGHT IN ARGENTINA. LOCAL HUMAN RIGHTS COMMUNITY CONSIDERED BIANCO AND MIARA THE MOST EGREGIOUS OF "CHILD-NAPPING" CASES -- BOTH WERE SECURITY FORCE PERSONNEL WHO ALLEGEDLY PARTICIPATED IN HUMAN RIGHTS ABUSES AND APPROPRIATED THE CHILDREN OF WOMEN WHO DISAPPEARED. SENIOR HUMAN RIGHTS OFFICIAL PREDICTED SUCCESSFUL PROSECUTIONS. FOREIGN MINISTRY BELIEVES CHILDREN'S RETURN TO ARGENTINA IS VIRTUALLY CERTAIN AND JUDICIAL DECISION MARKS AN IMPROVING BILATERAL RELATIONSHIP. PARAGUAYAN SUPREME COURT'S DECISION SHOULD HAVE POSITIVE CONFIDENTIAL.

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EFFECT BOTH ON ARGENTINE HUMAN RIGHTS COMMUNITY  
AND ARGENTINA-PARAGUAY RELATIONS. END SUMMARY

2. (U) MOST BUENOS AIRES DAILIES CARRIED THE NEWS OF THE PARAGUAYAN SUPREME COURT'S MARCH 6

**UNITED STATES DEPARTMENT OF STATE  
REVIEW AUTHORITY: ADOLPH H EISNER  
CLASSIFICATION: CONFIDENTIAL REASON: 25X6  
DECLASSIFY AFTER: 8 JAN 2029  
DATE/CASE ID: 22 APR 2009 200901190**

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DECISION TO EXTRADITE TWO ARGENTINE COUPLES TO STAND TRIAL FOR UNLAWFUL RETENTION OF CHILDREN. THE TWO CASES HAVE BECOME CAUSES CELEBRES IN ARGENTINA AND CONTRIBUTED TO FOUR MONTH RECALL OF THE ARGENTINE AMBASSADOR LATE IN 1987. BOTH COUPLES, THE BIANCOS AND THE MIARAS, ARE ACCUSED OF USING THEIR OFFICIAL POSITIONS IN THE 1970S TO APPROPRIATE FOUR CHILDREN OF "DIRTY WAR" VICTIMS. MAJOR BIANCO WAS A FORMER ARMY DOCTOR WHO PRACTICED IN A MILITARY HOSPITAL IN THE LATE 1970S. MIARA WAS A FORMER POLICE OFFICIAL.

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3. (U) THE MIARA FAMILY FLED TO PARAGUAY IN 1985 AND THE BIANCOS IN 1986 WHEN ARGENTINE COURTS ORDERED THE PUTATIVE PARENTS TO UNDERGO MEDICAL TESTS TO DETERMINE PARENTHOOD. IN THE CASE OF MIARA, THE LEGAL PROCESS WAS INITIATED BY ADALBERTO ROSSETTI WHO CLAIMED TO BE BLOOD FATHER OF THE TWO CHILDREN. NO ONE HAS YET CLAIMED BLOOD RELATIONSHIP WITH THE TWO BIANCO CHILDREN, BUT##BUT THE "GRANDMOTHERS OF THE PLAZA DE MAYO" INITIATED COURT PROCEEDINGS IN 1985 BECAUSE OF SUSPICIONS ABOUT THE BIANCOS' CLAIMS TO PARENTHOOD.

4. (U) ARGENTINE AMBASSADOR TO PARAGUAY, RAUL QUIJANO, INFORMED PRESS THAT THE BIANCOS AND MIARAS WOULD BE PHYSICALLY EXTRADITED WITHIN TWO WEEKS. RETURN OF CHILDREN TO ARGENTINA, CONFIDENTIAL

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HE NOTED, WOULD TAKE SOMEWHAT LONGER SINCE THE PARAGUAYAN COURTS HAD SEPARATED CASES OF THE FOUR CHILDREN FROM THOSE OF THE PUTATIVE PARENTS. NEVERTHELESS, HE EXPECTED ADULTS AND CHILDREN TO BE BACK IN ARGENTINA SOON.

5. (C) IN CONVERSATION WITH POLOFF [REDACTED]

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[REDACTED] WAS SURPRISED AND DELIGHTED WITH PARAGUAYAN SUPREME COURT DECISION. HE HAD EXPECTED THE PARAGUAYANS EVENTUALLY TO PERMIT SCIENTIFIC TESTING ON THE BIANCOS AND MIARAS TO DETERMINE PARENTHOOD AND EVENTUALLY RETURN THE CHILDREN IF THE TESTS SO INDICATED; HE DID NOT EXPECT EXTRADITION. BIANCO AND MIARA WERE THE MOST INFAMOUS CASES INVOLVING CHILDREN OF "DIRTY WAR" VICTIMS. BOTH

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THE "GRANDMOTHERS" ORGANIZATION HAD PUT THEM AT THE TOP OF THEIR RESPECTIVE LISTS FOR RESOLUTION. UNLIKE OTHER CASES INVOLVING FRAUDULENT ADOPTIONS BY OTHERWISE LAW-ABIDING PARENTS, THESE TWO CASES CONCERNED PEOPLE ACTUALLY ENGAGED IN REPRESSIVE ACTIVITIES. HE WAS OPTIMISTIC AT OBTAINING CONVICTIONS FOR UNLAWFUL RETENTION OF MINORS AND FORGERY AT LEAST AGAINST THE TWO PUTATIVE FATHERS.

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6. (C)

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GOA

WAS NOT CERTAIN BIANCO AND MIARA MIGHT NOT HAVE FURTHER LEGAL RECOURSE BEFORE EXTRADITION. IN ADDITION, GOA WAS CONCERNED THE TWO FAMILIES MIGHT RUN AGAIN; ARGENTINE CONSULATE IN ASUNCION WAS THEREFORE MAINTAINING 24 HOUR WATCH ON THE FOUR CHILDREN. [REDACTED] NOT CONCERNED THAT THE SUPREME COURT DID NOT RULE ON RETURNING THE

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C O N F I D E N T I A L SECTION 02 OF 02 BUENOS AIRES 02421

E.O. 12356: DECL: OADR  
TAGS: PHUM, PREL, PA, AR  
SUBJECT: CHILDREN OF ARGENTINE "DIRTY WAR" VICTIMS:

CHILDREN. THE PARAGUAYAN COURTS HAD ACCEPTED  
FACT THAT THE CHILDREN WERE ARGENTINE; IF THEY  
FOUND ENOUGH EVIDENCE TO EXTRADITE THE PARENTS

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FOR UNLAWFUL RETENTION, THE SAME EVIDENCE WOULD REQUIRE RETURN OF THE CHILDREN. GOA EXPECTED BETTER ARGENTINA-PARAGUAY RELATIONS AFTER STROESSNER AND THIS DECISION WAS A STEP IN THE RIGHT DIRECTION.

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7. (C) COMMENT. [REDACTED] THE BIANCO AND MIARA CASES WERE THE MOST BLATANT OF THE "DIRTY WAR" OFFSPRING CASES. SUCCESSFUL EXTRADITION AND PROSECUTION WILL RENEW SOME FAITH OF THE ARGENTINE HUMAN RIGHTS COMMUNITY IN ITS LEGAL SYSTEM AND IMPROVE THE CLIMATE IN THE ARGENTINA-PARAGUAY BILATERAL RELATIONSHIP. NOT A BAD DAY'S WORK FOR THE PARAGUAYAN SUPREME CONFIDENTIAL

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